

947

The 29th October, 1975

No. 12346-4Lab-75/32421.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workmen and the management of M/s Chadha Motor Transport., Co., Kundli.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT, HARYANA,  
ROHTAK

Reference No. 91 of 1974

*between*

SHRI JAGAN NATH AND THE MANAGEMENT OF M/S CHADHA MOTOR TRANSPORT  
CO., KUNDLI.

**AWARD**

By order No. ID/RK/292-A-74/36376-78, dated 6th December, 1974, of the Governor of Haryana, the following dispute between the management of M/s Chadha Motor Transport Co., Kundli and its workman Shri Jagan Nath was referred for adjudication to this court, in exercise of the powers conferred by clause (c) of sub-section (i) of section 10 of the Industrial Disputes Act, 1947.

“Whether the termination of services of Shri Jagan Nath was justified and in order? If not, to what relief is he entitled?”

Usual notices of the reference being sent to the parties, the workman did not appear on 22nd August, 1975 despite being directed to do so through registered post served on him on the address supplied by him. *Ex parte* proceedings were, therefore, taken up against him on that date.

Shri Mela Ram Manager of the respondent appeared as his own witness while supporting his plea that the management never terminated the services of the workman and that the later on the other hand, intentionally absented himself from duty with effect from 24th February, 1974 without sufficient cause and that he never attended his duties thereafter. He corroborated his statement by producing the original register of attendance of the employees of the management showing the absence of the workman after 24th February, 1974.

I see no reason to disbelieve the statement of Shri Mela Ram Manager of the respondent particularly when the proceedings against the workman are *ex parte*. I, therefore, relying on his testimony hold that the workman Jagan Nath absented himself from duty voluntarily with effect from 24th February, 1974 and that he never attended his duties thereafter and is as such not entitled to any relief. I return the award accordingly with no order as to costs.

Dated 22nd October, 1975.

MOHAN LAL JAIN,  
Presiding Officer,  
Labour Court, Haryana,  
Rohtak.

No. 12351-4Lab-75/32423.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Haryana, Rohtak, in respect of the dispute between the workman and the management of M/s Executive Engineer, Panipat Construction Division, P.W.D. (B.&R.), Panipat.

BEFORE SHRI MOHAN LAL JAIN, PRESIDING OFFICER, LABOUR COURT,  
HARYANA, ROHTAK

Reference No. 112 of 1971

*between*

SHRI HUKAM SINGH AND THE MANAGEMENT OF M/S EXECUTIVE ENGINEER, PANIPAT  
CONSTRUCTION DIVISION, P.W.D. (B.&R.), PANIPAT

**AWARD**

This award shall dispose of this reference and reference No. 52 of 1974 between Shri Nirmal Singh and S. E. W. J. C. Augmentation Circle No. 2, Karnal, reference No. 53 of 1974 between Hardial and S. E. W. J. C. Augmentation Circle No. 2, Karnal and reference No. 54 of 1974 between Harbans Lal and S. E. W. J. C. Augmentation Circle No. 2, Karnal, Common questions of law, in respect of the maintainability of the reference made by the Government, impleading in this case the Executive Engineer and in each of the other case the Superintending Engineer, are involved in all the four references.

I for the reasons stated by me in details in an award relating to reference No. 58 of 1973 between Shri Jaswant Singh and the Executive Engineer Augmentation Mechanical Division W. J. C., Karnal, hold that each these references made against the Executive Engineer/Superintendig Engineer is bad in law and that Chief Engineer, Irrigation Department was a necessary party for proper and final adjudication of the matter in dispute. I further hold that the workman is not entitled to any relief on account of non-joinder of the Chief Engineer as a party in the reference and return the award. No order as to costs.

Dated 21st October, 1975.

MOHAN LAL JAIN,

Presiding Officer,  
Labour Court, Haryana,  
Rohtak.

P. P. CAPRIHAN,

Commissioner and Secy.

### HEALTH DEPARTMENT

The 18th October, 1975

No. 6274-4HBII-75/35064.—In exercise of the powers conferred by sub-rule (1) of section 9 of the Prevention of Food Adulteration Act, 1954, (Act No. 37 of 1954) read with rule 8 of Prevention of Food Adulteration Rules, 1955, the Governor of Haryana hereby appoints Shri Rajinder Rattan Kumar as Food Inspector for the Local areas of Notified Area Committee, Kalanwali, District Sirsa.

2. In exercise of the powers conferred by section 20 of the Prevention of Food Adulteration Act, 1954 (Parliament Act 37 of 1954), the Governor of Haryana also hereby authorises the above mentioned Food Inspector to institute prosecutions against the persons committing offences under the said Act within the limit of their local areas.

3. The above mentioned Food Inspector will have no jurisdiction over the Railway Station and Railway premises unless he is also appointed as Food Inspector by the Central Government under section 14 of the said Act.

M. SETH,

Commissioner and Secy.

### HARYANA STATE LOTTERIES

The 29th October, 1975

No. DOL/HR/75/21200.—The Governor of Haryana is pleased to select the following persons as Judges for the supervision of the 72nd Draw to be held on Tuesday, the 30th October, 1975 :—

1. Mrs. P. Ojha,  
W/o Shri B. S. Ojha, IAS.,  
Commissioner and Secretary to  
Government, Haryana,  
Education, Social Welfare, Transport and  
Housing Departments, Chandigarh.
2. Shri R. N. Chopra, I. A. and A. S.,  
Deputy Accountant-General, Haryana,  
Chandigarh.
3. Dr. G. P. Singh, I. R. S.,  
Inspecting Assistant Commissioner of Income Tax,  
Chandigarh Range,  
Chandigarh.
4. Mrs. Manju Nath,  
W/o Shri Virender Nath, I. A. S.,  
Managing Director,  
Labour Commissioner, Haryana,  
Chandigarh.
5. Shri L. Isa Dass, I. A. S., (Retired),  
House No. 3352, Sector 23-D,  
Chandigarh.

S. L. DHANI,  
Director of Lotteries and  
Deputy Secretary to Government, Haryana,  
Finance Department, Chandigarh.